

**U.S. District Court**  
**District of Columbia (Washington, DC)**  
**CIVIL DOCKET FOR CASE #: 1:19-cv-01325-CJN**

PUBLIC EMPLOYEES FOR ENVIRONMENTAL  
 RESPONSIBILITY v. UNITED STATES FISH AND  
 WILDLIFE SERVICE

Assigned to: Judge Carl J. Nichols  
 Cause: 05:552 Freedom of Information Act

Date Filed: 05/07/2019  
 Jury Demand: None  
 Nature of Suit: 895 Freedom of  
 Information Act  
 Jurisdiction: U.S. Government Defendant

**Plaintiff**

**PUBLIC EMPLOYEES FOR  
 ENVIRONMENTAL  
 RESPONSIBILITY**

represented by **Peter T. Jenkins**  
 PUBLIC EMPLOYEES FOR  
 ENVIRONMENTAL RESPONSIBILITY  
 – PEER  
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**ATTORNEY TO BE NOTICED**

V.

**Defendant**

**UNITED STATES FISH AND  
 WILDLIFE SERVICE**

represented by **April Denise Seabrook**  
 U.S. ATTORNEY'S OFFICE FOR THE  
 DISTRICT OF COLUMBIA  
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**LEAD ATTORNEY**  
**ATTORNEY TO BE NOTICED**

Date Filed	#	Docket Text
05/07/2019	<u>1</u>	COMPLAINT against UNITED STATES FISH AND WILDLIFE SERVICE ( Filing fee \$ 400 receipt number 0090-6108080) filed by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY. (Attachments: # <u>1</u> Civil Cover Sheet cover sheet, # <u>2</u> Summons AG summons, # <u>3</u> Summons Agency Summons, # <u>4</u> Summons USAO summons)(Jenkins, Peter) (Attachment 1 replaced on 5/8/2019) (zef, ). (Entered: 05/07/2019)
05/07/2019	<u>2</u>	LCvR 26.1 CERTIFICATE OF DISCLOSURE of Corporate Affiliations and Financial Interests by PUBLIC EMPLOYEES FOR ENVIRONMENTAL RESPONSIBILITY (Jenkins, Peter) (Entered: 05/07/2019)
05/08/2019		Case Assigned to Judge Amit P. Mehta. (zef, ) (Entered: 05/08/2019)
05/08/2019	<u>3</u>	SUMMONS (3) Issued Electronically as to UNITED STATES FISH AND WILDLIFE SERVICE, U.S. Attorney and U.S. Attorney General. (Attachments: # <u>1</u> Notice and Consent)(zef, ) (Entered: 05/08/2019)
05/28/2019	<u>4</u>	NOTICE of Appearance by April Denise Seabrook on behalf of All Defendants (Seabrook, April) (Entered: 05/28/2019)
06/19/2019	<u>5</u>	Consent MOTION for Extension of Time to File Answer re <u>1</u> Complaint, by UNITED STATES FISH AND WILDLIFE SERVICE (Seabrook, April) (Entered: 06/19/2019)

06/21/2019		MINUTE ORDER granting <u>5</u> Consent Motion for Extension of Time to File Answer. The Defendant's Responsive Pleading shall be due on or before June 26, 2019. Signed by Judge Amit P. Mehta on 06/21/2019. (lcapm3) (Entered: 06/21/2019)
06/21/2019		Set/Reset Deadlines: Answer due by 6/26/2019. (zjd) (Entered: 06/25/2019)
06/24/2019		Case directly reassigned to Judge Carl J. Nichols. Judge Amit P. Mehta is no longer assigned to the case. (rj) (Entered: 06/24/2019)
06/26/2019	<u>6</u>	Consent MOTION for Extension of Time to File Answer by UNITED STATES FISH AND WILDLIFE SERVICE (Seabrook, April) (Entered: 06/26/2019)
06/28/2019	<u>7</u>	ANSWER to Complaint by UNITED STATES FISH AND WILDLIFE SERVICE.(Seabrook, April) (Entered: 06/28/2019)
07/03/2019		MINUTE ORDER granting nunc pro tunc <u>6</u> Consent Motion for Extension of Time to File Answer. It is FURTHER ORDERED that the time for Defendant to respond to Plaintiff's Complaint is hereby extended up to and including 6/28/2019. Signed by Judge Carl J. Nichols on 7/03/2019. (zad) (Entered: 07/03/2019)
08/13/2019		MINUTE ORDER. Before the Court in this Freedom of Information Act case are a Complaint and an Answer. The requirements of Local Civil Rule 16.3 and Federal Rule of Civil Procedure 26(f) appear to be inapplicable. It is hereby ORDERED that the Parties shall confer and file a Joint Status Report on or before September 12, 2019. The Joint Status Report shall address: (1) the status of Plaintiff's FOIA request; (2) the anticipated number of documents responsive to Plaintiff's FOIA request; (3) the anticipated date(s) for release of the documents requested by Plaintiff; (4) whether a motion for stay is likely under <i>Open America v. Watergate Special Prosecution Force</i> , 547 F.2d 605 (D.C. Cir. 1976); and (5) whether the Parties anticipate summary judgment briefing and, if so, a proposed briefing schedule. Signed by Judge Carl J. Nichols on August 13, 2019. (lccjn1) (Entered: 08/13/2019)
08/14/2019		Set/Reset Deadlines: Joint Status Report due by 9/12/2019. (mac) (Entered: 08/14/2019)
09/17/2019		MINUTE ORDER. The Court's order of August 13, 2019 directed the Parties to file a Joint Status Report by September 12, 2019. In consideration of the lack of a filing on the docket, it is hereby ORDERED that the Parties show cause for their failure to comply with the Court's order by September 20, 2019. Signed by Judge Carl J. Nichols on September 17, 2019. (lccjn2) (Entered: 09/17/2019)
09/17/2019		Set/Reset Deadlines/Hearings: Response to Show Cause Order due by 9/20/2019. (zcdw) (Entered: 09/18/2019)
09/19/2019	<u>8</u>	RESPONSE re Order, filed by UNITED STATES FISH AND WILDLIFE SERVICE. (Seabrook, April) (Entered: 09/19/2019)
09/19/2019	<u>9</u>	Joint STATUS REPORT by UNITED STATES FISH AND WILDLIFE SERVICE. (Seabrook, April) (Entered: 09/19/2019)
09/20/2019		MINUTE ORDER. Upon review of the Parties' <u>9</u> Joint Status Report, it is hereby ORDERED that the Parties shall file a Joint Status Report by November 7, 2019. Signed by Judge Carl J. Nichols on September 20, 2019. (lccjn2) (Entered: 09/20/2019)